

PARKS AND RECREATION – CHAPTER 13

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CHAPTER 13 - PARKS AND RECREATION

Section 13-101. DEFINITIONS. For the purpose of this ordinance the following definitions shall apply:

Glass Beverage Container – Any container used or designed to store, transport, mix or consume beverages, which is constructed using glass or any similar material which shatters into shards upon impact.

Parks, Open Space, Trails, and Waterways – Any area located in the City which is reserved, designated, or used for active or passive recreation, and which is owned, operated, or controlled by the City, or which is located within the City but owned, operated, or controlled by another governmental unit.

Person – Any person, firm, partnership, association, corporation, company or organization of any kind.

Motorized Vehicle – Any vehicle having a self-contained unit for propelling the vehicle by means of converting stored energy. Motorized vehicles include but shall not be limited to automobiles, trucks, motor bikes, mini-bikes, snowmobiles, motorized foot scooters, and battery-powered carts.

Section 13-102. CURFEW AUTHORIZED. No person, unless engaged in official City business, shall enter upon or use any park and recreation facilities of the City of Brooklyn Center, including all park and open space property, improved or not, and all equipment and facilities thereon, between the hours of 10 p.m. and 5 a.m. when such parks and open space or facilities are posted by sign noting the curfew hours; provided, however, that such posting shall be by order of the City Council. The fact that any person not engaged in official City business as authorized or delegated by the City Manager is present in a posted park and open space during said curfew hours shall be prima facie evidence that said person is there unlawfully.

Section 13-103. ALCOHOLIC BEVERAGES PROHIBITED. No person shall bring into any park nor possess, display, consume or use intoxicating liquors nor 3.2 percent malt liquors in any park unless a permit has been issued by the City Manager or City Manager's Designee. Such permits shall be limited to duly organized local organizations operating under a constitution and bylaws and which shall have been in existence for at least one year.

Section 13-104. MOTORIZED VEHICLES PROHIBITED. No person, unless engaged in official City business, or otherwise specifically authorized by the City Manager shall operate a motorized vehicle in any park or open space within the City of Brooklyn Center, except upon those areas that are designated as roadways or parking areas or upon trails specifically designated by the City Council for use by certain vehicles.

Section 13-105. DAMAGING OR REMOVING PROPERTY PROHIBITED. No person shall destroy, damage, mar, deface or otherwise injure any property or facilities in City parks or open spaces. No person shall break, cut, mutilate, injure, remove or carry away any tree, plant, flower, shrub, rock, soil, sand, fence, benches, tables, or any other property or facilities in City parks and open spaces.

Section 13-106. TAMPERING WITH WILD LIFE PROHIBITED. No person shall hunt, trap, kill, harm, nor maliciously frighten any wild life consisting of animals, reptiles, or birds within any City parks or open space.

Section 13-107. SELLING PROHIBITED. No person shall sell any article whatever in any City park or open space unless specifically authorized by the City Manager or City Manager's Designee.

Section 13-108. POSTING OF SIGNS AND HANDBILLS PROHIBITED. No person, unless engaged in official City business, shall paste nor affix nor inscribe any handbill or poster or sign on any structure or property in any City park or open space.

Section 13-109. FIREWORKS PROHIBITED. No person shall discharge any fireworks within the City parks and open spaces without the written permission of the City Manager or City Manager's Designee.

Section 13-110. CAMPING PROHIBITED. No person shall camp nor set up tents, shacks, trailers or any other temporary shelter for the purpose of camping in any City park or open space without the written permission of the City Manager or City Manager's Designee.

Section 13-111. UNAUTHORIZED GOLFING PROHIBITED. No person shall play or practice golf nor use golf equipment of any kind in a City park or open space except under the direct supervision of an employee of the Community Activities, Recreation and Services Department or as a scheduled part of the City's park and recreation program.

Section 13-112. ANIMALS TO BE LEASHED. No person shall allow his dog or other domestic animal in a public park or open space without being effectively restrained by chain or leash. No person shall allow defecations from his dog or domestic animal to remain deposited upon City parks and open spaces.

Section 13-113. FIRES TO BE CONTROLLED. No person shall ignite a fire in any park or open space except in places provided for such purposes or in portable grills. Persons igniting a fire shall completely extinguish such fire prior to departing from the park or open space.

Section 13-114. PROTECTION OF PERSONS AND PROPERTY.

1. The City Manager is hereby authorized to close any park and open space or any portion thereof and any automobile parking area within or immediately adjacent thereto, for such period of time as shall be necessary for the purposes stated herein.

The closing of any park and open space shall be by written order of the City Manager, shall be posted at appropriate access points near the area by the order, and shall be valid for the following purposes:

- a. To protect public properties such as paths, roads, parking lots, landscaping, construction and repair projects, equipment, tools, and other property of a similar nature;
 - b. To protect wildlife, trees, grass, waters, all manner of natural habitat, and other objects of a similar nature;
 - c. To protect persons, animals and property from dangerous conditions in the parks and open space;
 - d. To protect against, to protect persons from, or to terminate a breach of the peace, assault, unlawful assembly, riot, fighting and brawling, illegal use of alcohol, drugs, or controlled substances, nuisance, whether civil or criminal, trespass, whether civil or criminal, disorderly conduct, terroristic threats, excessive or unreasonable noise, littering, and similar activities or events.
2. It shall be unlawful and punishable as provided herein for any person to enter or remain in an area of a park and open space which has been closed by order of the City Manager.

Section 13-115. GLASS BEVERAGE CONTAINERS PROHIBITED: No person shall bring a glass beverage container into any park and open space or the waters in or contiguous thereto, nor use, possess or deposit the same therein, including deposit in a trash container.

Section 13-116. CERTAIN DEPOSITS UNLAWFUL. No person shall enter a park and open space or the waters in or contiguous thereto for the purpose of depositing garbage, refuse, rubbish, swill, or waste matter as defined in Section 7-101 of the Brooklyn Center City Code.

Section 13-117. PENALTIES. Any person violating any provision of this ordinance, upon conviction thereof, shall be punished by a fine not to exceed one thousand dollars (\$1,000) or by imprisonment not to exceed ninety (90) days, or both, together with the costs of prosecution.